

AN ORDINANCE

100166

AUTHORIZING THE TERMINATION OF CERTAIN CONCESSION
AND NOVELTY AGREEMENTS AT THE HENRY B. GONZALEZ
CONVENTION CENTER, LILA COCKRELL THEATER, AND
MUNICIPAL AUDITORIUM.

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WHEREAS, the City currently contracts with separate concessionaires for concession and novelty services at the Henry B. Gonzalez Convention Center, Lila Cockrell Theater, and Municipal Auditorium; and

WHEREAS, as a result of recommendations made by Bigelow Companies, Inc., the City's food and beverage services agreement consultant, the City sought to consolidate concession and novelty services into one master agreement that would also include food and beverage services at the Henry B. Gonzalez Convention Center; and

WHEREAS, in negotiating to extend the food and beverage services agreement at the Henry B. Gonzalez Convention Center, the City included concession and novelty services at the Henry B. Gonzalez Convention Center, Lila Cockrell Theater, and Municipal Auditorium effective February 1, 2005; and

WHEREAS, the City Council approved such agreement by Ordinance No. 99968, passed and approved on November 4, 2004; and

WHEREAS, it is necessary to terminate the existing concession and novelty agreements with San Antonio Concessions Inc., which firm currently provides concession and novelty services at the Henry B. Gonzalez Convention Center and Lila Cockrell Theater, and Facility Concession Services d/b/a Spectrum Inc., which currently provides concession services at the Municipal Auditorium; and

WHEREAS, such termination shall be made pursuant to a thirty day notice to each concessionaire and a termination letter executed by the City; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. Termination of the Amended and Restated Concession License Agreement for Concession and Novelty Services at the Henry B. Gonzalez Convention Center and Lila Cockrell Theater with San Antonio Concessions, Inc. is hereby approved and authorized. Such termination shall be made pursuant to a thirty-day notice to this concessionaire followed by a Termination Agreement executed by City and San Antonio Concessions, Inc.

SECTION 2. Termination of the Food and Beverage Concession Contract for concession services at the Municipal Auditorium with Facility Concession Services d/b/a Spectrum, Inc. is hereby approved and authorized. Such termination shall be made pursuant to a thirty-day notice to this concessionaire followed by a Letter of Termination Agreement executed by City.

SECTION 3. The Interim City Manager, or his designee, is hereby authorized to execute any and all appropriate documents deemed necessary by the City Attorney's Office, in connection with terminating the concession agreements as described above.

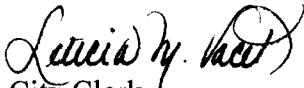
SECTION 3. This ordinance shall be effective on and after the tenth day after passage hereof.

PASSED AND APPROVED this 16th day of December 2004.

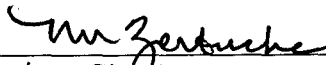


M A Y O R
EDWARD D. GARZA

ATTEST:


City Clerk

APPROVED AS TO FORM: _____


for City Attorney